

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS**

IN RE PHARMACEUTICAL INDUSTRY
AVERAGE WHOLESALE PRICE
LITIGATION

MDL Docket No. 1456

THIS DOCUMENT RELATES TO
01-CV-12257-PBS AND 01-CV-339

Judge Patti B. Saris

**PLAINTIFFS' MOTION TO COMPEL THE PRODUCTION OF DOCUMENTS
CREATED DURING THE RELEVANT TIME PERIOD FROM DEFENDANTS
ABBOTT LABORATORIES, ASTRAZENECA, SCHERING PLOUGH,
SICOR AND TOGETHER Rx DEFENDANTS**

Plaintiffs move for an order compelling defendants Abbott Laboratories, AstraZeneca, Schering Plough, Sicor and the Together Rx Defendants (Together Rx, AstraZeneca, Johnson & Johnson and GSK) to produce documents created within the Relevant Time Period, defined in plaintiffs' discovery requests as January 1, 1991, to the date of production.¹ The grounds for this request are set forth in the accompanying memorandum

DATED: May 3, 2004

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¹ The discovery requests served on the Together Rx defendants define Relevant Time Period as January 1, 2001 to the date of production.

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CERTIFICATE OF SERVICE

I hereby certify that I, Steve W. Berman, an attorney, caused a true and correct copy of the foregoing PLAINTIFFS' MOTION TO COMPEL THE PRODUCTION OF DOCUMENTS CREATED DURING THE RELEVANT TIME PERIOD to be served on all counsel of record electronically on May 3, 2004, pursuant to Section D of Case Management Order No. 2.



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